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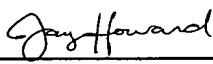


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Todd Hays, et al.
Serial Number: 10/696,277
Date Filed: October 29, 2003
Group Art: 3671
Confirmation No.: 6495
Title: *Flameless Pavement Repair System*

Mail Stop – Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this Response to Missing Parts is being deposited with the United States Postal Service as Express Mail EV351290968US addressed to: Mail Stop – Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.



Jay Howard

7/30/04
Date

Dear Sir or Madam:

RESPONSE TO NOTICE TO FILE MISSING PARTS

In response to the Notice to File Missing Parts of Application mailed June 22, 2004, Applicants respectfully submit the following:

- a) A copy of the Notice to File Missing Parts of Application mailed June 22, 2004;
- b) A Declaration and Power of Attorney for the above patent application executed by Todd Hays and Carl D. Plemons;
- c) A check in the amount of \$130 to cover the fee for missing parts (large entity);

- d) Assignment executed by Todd Hays and Carl D. Plemons;
- e) An executed Assignment Cover Sheet (PTO-1595) for the above assignment;
- f) A check in the amount of \$40.00 to cover the recordation fee;
- g) Request for Corrected Filing Receipt; and
- h) Replacement drawings.

Applicants believe all necessary items have now been forwarded to the U.S. Patent and Trademark Office for filing in the above-identified patent application.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayments to Deposit Account No. 50-2148 of BAKER BOTTS L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.
Attorneys for Applicants



Brian E. Szymczak
Reg. No. 47,120

Date: 7/30/04

Correspondence Address:

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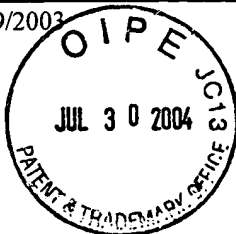


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/696,277	10/29/2003	Todd Hays	091087.0111

31625
BAKER BOTTS L.L.P.
PATENT DEPARTMENT
98 SAN JACINTO BLVD., SUITE 1500
AUSTIN, TX 78701-4039



CONFIRMATION NO. 6495
FORMALITIES LETTER

OC000000013019205

Docketed 7-6-04 Attorney Besa
Docket No. 074872-0105
Due Date: 8-22-04 / 12-22-04
Action: Missing Parts

Date Mailed: 06/22/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/02/2004 BSAYAS11 00000068 10696277

01 FC:1051 130.00 DP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 1 (too dark).

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.



Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

T.TU

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY